

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In re PAYMENT CARD INTERCHANGE :
FEE AND MERCHANT DISCOUNT : MDL No. 1720(JG)(JO)
ANTITRUST LITIGATION :

This Document Relates To:

ALL CLASS ACTIONS.

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**MOTION TO WITHDRAW AS COUNSEL FOR
AFFILIATED FOODS MIDWEST**

K. Craig Wildfang, Thomas J. Undlin, Ryan W. Marth and Robins, Kaplan, Miller & Ciresi L.L.P. (jointly “Robins Kaplan”); H. Laddie Montague, Jr., Merrill G. Davidoff, Bart D. Cohen, Michael J. Kane and Berger & Montague, P.C. (jointly “Berger & Montague”); and Patrick J. Coughlin, Bonny E. Sweeney, David W. Mitchell, Alexandra S. Bernay and Robbins Geller Rudman & Dowd LLP (jointly “Robbins Geller”), and all other attorneys of those firms who have appeared in this litigation—collectively Interim Co-Lead Class Counsel in this matter (“Class Counsel”)—request, leave of Court under Local Civil Rule 1.4 to withdraw as counsel representing Plaintiff Affiliated Foods Midwest (“AFM”).

On September 24, 2012, AFM informed Co-Lead Counsel that it has decided to reject and oppose the proposed settlement agreement and requested that its name be removed from the Proposed Settlement Agreement § 1(m) (listing participating “Class Plaintiffs”). AFM has consented to Co-Lead Counsel withdrawing as counsel representing AFM.

For the reasons stated above, Class Counsel respectfully request that the Court grant the motion to withdraw as counsel for Affiliated Foods Midwest.

Dated: October 12, 2012

Robins, Kaplan, Miller & Ciresi L.L.P.

By: s/K. Craig Wildfang
K. Craig Wildfang
Thomas J. Undlin
Ryan W. Marth
800 LaSalle Avenue, Suite 2800
Minneapolis, MN55402
Tel: 612-349-8500

Berger & Montague, P.C.

By: s/H. Laddie Montague
H. Laddie Montague, Jr.
Merrill G. Davidoff
Bart D. Cohen
Michael J. Kane
1622 Locust Street
Philadelphia, PA 19103
Tel: 215-875-3081

Robbins Geller Rudman & Dowd LLP

By: s/Patrick J. Coughlin
Patrick J. Coughlin
Bonny E. Sweeney
David W. Mitchell
Alexandra S. Bernay
655 West Broadway, Suite 1900
San Diego, CA 92101
Tel: 619-231-1058